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LANCASTER, NEW YORK
AUGUST 15, 1977

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 15th day of August, 1977 at 8:00 P.M. and there were

PRESENT: STANLEY JAY KEYSA, SUPERVISOR
 JOSEPH R. BARNHARDT, COUNCILMAN
 EDWARD A. BERENT, COUNCILMAN
 PETER J. BOLENDER, COUNCILMAN
 ARTEL J. METZ, COUNCILMAN

ABSENT: NONE

ALSO PRESENT: ELEANOR D. KUCHARSKI, DEPUTY TOWN CLERK
 DOMINIC J. TERRANOVA, TOWN ATTORNEY
 RICHARD J. SHERWOOD, DEPUTY TOWN ATTORNEY
 EDWARD J. FERON, JR., TOWN ENGINEER
 ROBERT W. URBAN, HIGHWAY SUPERINTENDENT

BID OPENINGS SCHEDULED FOR 8:00 P.M.:

At 8:00 P.M. the Town Board considered sealed proposals for furnishing to the Town of Lancaster one (1) 4-wheel drive Tractor Shovel equipped with minimum 2½ cubic yard multi-purpose bucket and a ROPS "All Weather" Cab.

ON MOTION OF COUNCILMAN BOLENDER, AND SECONDED BY COUNCILMAN METZ AND CARRIED, by unanimous roll call vote, the time for receiving the aforesaid proposals was closed at 8:03 P.M.

Affidavits of Publication and Posting of a Notice to Bidders were presented and ordered placed on file.

BID OPENING SCHEDULED FOR 8:00 P.M. CONT'D.:

<u>BIDDER</u>	<u>BID</u>
1. Gateway Equipment Corp. 1875 Harlem Road Buffalo, New York 14212	\$49,495.00 Gross \$44,495.00 Net
2. Tri-County Tractor and Equipment, Inc. P.O. Box - East Main Road Batavia, New York 14020	\$45,290.00 Gross \$40,290.00 Net
3. H. K. Nuttall Equipment Inc. 128 East Main Street Sherman, New York 14781	\$59,954.00 Gross \$47,454.00 Net
4. Dow and Co., Inc. 1820 Elmwood Avenue Buffalo, New York 14207	\$57,149.00 Gross \$50,199.00 Net
5. Mecca-Kendall Corp. Route 24 West Falls, New York 14170	\$49,988.00 Gross \$47,988.00 Net
6. P.D. Service, Inc. 6896 Ellicott Street Road Pavilion, New York 14525	\$49,934.00 Gross \$37,934.00 Net
7. Case Power and Equipment P.O. Box H - 1 Case Way Buffalo, New York 14225	\$75,890.00 Gross \$45,890.00 Net
8. Syracuse Supply Co. 2140 Military Road Tonawanda, New York 14150	\$47,537.00 Gross \$44,537.00 Net
9. Buffalo Tractor and Implement Co., Inc. 3045 Seneca Street Buffalo, New York 14224	\$47,389.00 Gross \$42,627.00 Net

ON MOTION BY COUNCILMAN BERENT, AND SECONDED BY COUNCILMAN BARNHARDT AND CARRIED, by unanimous roll call vote, the aforesaid proposals were ordered turned over to the Highway Superintendent for examination, tabulation, and recommendation.

BID OPENING SCHEDULED FOR 8:15 P.M.:

At 8:16 P.M. the Town Board considered sealed proposals for furnishing to the Town of Lancaster building materials for the Ambulance Garage of the Town of Lancaster.

ON MOTION BY COUNCILMAN BOLENDER, AND SECONDED BY COUNCILMAN METZ AND CARRIED, by unanimous roll call vote, the time for receiving the aforesaid proposals was closed at 8:17 P.M.

Affidavits of Publication and Posting of a Notice to Bidders were presented and ordered placed on file.

The following proposals were received:

<u>BIDDER</u>	<u>MATERIALS</u>
Reboy Supply Maple at Jamieson Roads Elma, New York 14059	Items Nos. A, B, C, D, E, G, H I, J, L, M, N
Kenmore Builders Supply Co., Inc. 28 Kinman Avenue Buffalo, New York 14216	Items Nos. F, K, R (2" x 10"), M, T, U, V, W, BB
J. C. Weil Co., Inc. 74 North Aurora Street Lancaster, New York 14086	Items Nos. O, P, Q, R (2" x 12", 2" x 4", 1" x 6", 2" x 6", 1" x 4", 1/4" masonite), S, Y, Z, AA
M. Kotansky & Son, Inc. 39 Aurora Street Lancaster, New York 14086	Items Nos. R (2" x 8", 1" x 6" oak trim, soffit trim) X, CC, DD

ON MOTION BY COUNCILMAN BOLENDER, AND SECONDED BY COUNCILMAN METZ AND CARRIED, by unanimous roll call vote, the aforesaid proposal was ordered turned over to the Highway Superintendent for examination, tabulation, and recommendation.

The Town Board, later in the meeting, adopted a resolution, hereinafter, spread at length in these minutes awarding the contract to the above referenced bidders in conformance with specifications relating thereto.

BID OPENING SCHEDULED FOR 8:30 P.M.:

At 8:30 P.M. the Town Board considered sealed proposals for furnishing to the Town of Lancaster one (1) new 1977 fully equipped Oshkosh four wheel drive motor truck complete with Dump Body Hydraulic Hoist and Snow Plowing Equipment.

ON MOTION BY COUNCILMAN BOLENDER, AND SECONDED BY COUNCILMAN METZ AND CARRIED, by unanimous roll call vote, the time for receiving the aforesaid proposals was closed at 8:31 P.M.

. Affidavits of Publication and Posting of a Notice to Bidders were presented and ordered placed on file.

The following proposals were received:

<u>BIDDER</u>	<u>BID</u>
H. K. Nuttall Equipment Inc.	\$78,253.00 Gross
	<hr/>
	\$65,676.00 Net

ON MOTION BY COUNCILMAN BOLENDER, AND SECONDED BY COUNCILMAN METZ AND CARRIED, by unanimous roll call vote, the aforesaid proposal was ordered turned over to the Highway Superintendent for examination, tabulation, and recommendation.

The Town Board, later in the meeting, adopted a resolution, hereinafter, spread at length in these minutes awarding the contract to H. K. Nuttall Equipment Inc.

The Town Clerk reported that the following departments of the Town of Lancaster have filed with him their Monthly Reports as follows:

<u>DEPARTMENT</u>	<u>MONTH OR MONTHS OF</u>
Town Clerk	July, 1977
Zoning Inspector	April, May, June, July, 1977
Dog Warden	July, 1977

The Town Clerk reported that the following Boards, Commissions, Bureaus, and Committees of the Town of Lancaster have filed with him minutes or memorandums of their meetings as follows:

Narcotic Guidance Council	June 15, 1977
Planning Board	August 3, 1977

COMMITTEE REPORTS:

Councilman Barnhardt of the Sewer Committee reported that a meeting had been held with the Board of Managers of the Erie County Sewer Districts and a recommendation had been made that the Village of Depew, the Village of Lancaster, and the Town of Lancaster sewer districts be combined for more efficiency.

PRESENTATION OF RESOLUTIONS BY COUNCILMEN:

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BERENT , TO WIT:

RESOLVED, that the minutes of the Regular Meeting of the Town Board,
held August 1, 1977, as presented by the Town Clerk, be and hereby are
approved.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

The resolution was thereupon unanimously adopted.

August 15, 1977

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, the Twin District Volunteer Fire Co., Inc., by letter
of August 11, 1977 has requested confirmation of two (2) new members duly
elected to the Membership of the Twin District Volunteer Fire Co., Inc.,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby
confirms the membership of the following individuals in the Twin District
Volunteer Fire Co., Inc.:

Mr. James Nowakowski
572 Aurora Street
Lancaster, New York 14086

Ms. Susan Pruski
756 Aurora Street
Lancaster, New York

The question of the adoption of the foregoing resolution was
duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

~~duly~~
The resolution was thereupon unanimously adopted.

August 15, 1977

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

WHEREAS, by letter of August 9, 1977, the Highway Superintendent
Town of Lancaster has requested permission to attend the New York State
Association of Town Superintendents of Highways at Swan Lake, New York,
September 27, 28, 29 and 30, 1977,

NOW, THEREFORE, BE IT

RESOLVED, that Robert W. Urban, Highway Superintendent of the Town
of Lancaster, be and hereby is authorized to attend the New York State
Association of Town Superintendents of Highways Conference at Swan Lake,
New York, September 27, 28, 29, and 30, 1977, with reimbursement for actual
and necessary expenses, including mileage, not to exceed \$225.00.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

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The resolution was thereupon unanimously adopted.

August 15, 1977

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, by letter of August 4, 1977, Town Justice Kelleher reported that Marion Tryanowski, a Court Clerk, in the Town Justice Office, will be hospitalized for surgery and be absent from her duties for the period September 6, 1977 to November 4, 1977 inclusive, and

WHEREAS, the Town Justice by letter of August 4, 1977 has recommended Janet Mrozek as a temporary replacement for said Marion Tryanowski,

NOW, THEREFORE, BE IT

RESOLVED, that Janet Mrozek, 15 Benson Drive, Lancaster, New York, be and hereby is appointed as a temporary replacement in the Court Clerk's position in the Town Justice's Office, during the sickness absence of Marion Tryanowski at a salary of \$3.00 per hour for the period September 6, 1977 to November 4, 1977.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
COUNCILMAN METZ	VOTED YES
SUPERVISOR KEYSA	VOTED YES

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The resolution was thereupon unanimously adopted.

August 15, 1977

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN METZ , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BOLENDER , TO WIT:

BOND RESOLUTION OF THE TOWN OF LANCASTER, NEW YORK,
ADOPTED AUGUST 15, 1977, AUTHORIZING THE PURCHASE
OF VARIOUS MOTOR VEHICLES FOR USE BY THE HIGHWAY
DEPARTMENT OF SAID TOWN STATING THE ESTIMATED
MAXIMUM COST THEREOF IS \$ 145,000.00 , AND
AUTHORIZING THE ISSUANCE OF \$ 145,000.00
SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPRO-
PRIATION.

THE TOWN BOARD OF THE TOWN OF LANCASTER, IN THE COUNTY OF
ERIE, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less
than two-thirds of all the members of said Board) AS FOLLOWS:

Section 1. The Town of Lancaster (herein called "Town"),
in the County of Erie, New York, is hereby authorized to purchase
various motor vehicles, including a four-wheel drive truck with
snow plow equipment, a front end loader, a one ton dump truck, a
four wheel drive truck and a pick up truck with lift gate, for use
by the Highway Department of the Town The estimated maximum
cost of said specific object or purpose, including preliminary
costs and costs incidental thereto and the financing thereof is
\$ 145,000.00 and the said amount is hereby appropriated therefor.
The plan of financing is the issuance of \$ 145,000.00 serial
bonds of the Town to finance said appropriation and the levy and
collection of a tax upon all the taxable real property within the
Town to pay the principal of said bonds and the interest thereon
as the same shall become due and payable.

Section 2. Serial bonds of the Town in the principal amount
of \$ 145,000.00 are hereby authorized to be issued pursuant to
the provisions of the Local Finance Law, constituting Chapter 33-a
of the Consolidated Laws of the State of New York (herein called
"Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and stated:

(a) The period of probable usefulness of said specific object or purpose for which the serial bonds authorized by this resolution are to be issued within the limitations of Section 11.00 a. 29. of the Law, is five (5) years.

(b) Current funds are not required to be provided prior to the issuance of the bonds authorized pursuant to this resolution or any bond anticipation notes issued in anticipation thereof in accordance with the provisions of Section 107.00 d. 5. of the Law.

(c) The proposed maturity of the bonds authorized pursuant to this resolution will not exceed five (5) years.

Section 4. Each of the bonds authorized pursuant to this resolution and any bond anticipation notes issued in anticipation of said bonds, shall contain the recital of validity prescribed by §52.00 of the Law and said bonds and any notes issued in anticipation thereof, shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes, or, the renewals of said Notes and of §50.00 and §§56.00 to 60.00 of the

Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized pursuant to this resolution, and of any notes issued in anticipation of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of publication of such resolution, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution shall take effect immediately.

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The question of the adoption of the foregoing resolution was duly put -to a vote on roll call, which resulted as follows:

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COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

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The resolution was thereupon unanimously adopted.

August 15, 1977

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN METZ , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BOLENDER , TO WIT:

RESOLVED BY THE TOWN BOARD OF THE TOWN OF LANCASTER, IN
THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

Section 1. The Town Clerk is hereby directed to publish
the foregoing bond resolution, in full, in the "LANCASTER
ENTERPRISE-JOURNAL, " a newspaper published in Lancaster, New
York, having a general circulation within said Town and hereby
designated as the official newspaper of the Town for such publi-
cation, together with a Notice in substantially the form as
prescribed by Section 81.00 of the Local Finance Law of the State
of New York.

Section 2. This resolution shall take effect immediately.

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The question of the adoption of the foregoing resolution was duly put
to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

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The resolution was thereupon unanimously adopted.

August 15, 1977

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BERENT , TO WIT:

WHEREAS, Erie County Sewer District No. 4 will shortly be constructing lateral sewers in Penora Street in the Town of Lancaster, and

WHEREAS, the Town of Lancaster owns a parcel of real property situate on the east side of Penora Street designated as Parcel No. M-1034, and

WHEREAS, it is in the public interest that the Town of Lancaster grant said easement for later sewer purposes to Erie County Sewer District No. 4,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute Lateral Sewer Easement M-1034 to Erie County Sewer District No. 4.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

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The resolution was thereupon unanimously adopted.

August 15, 1977

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THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCILMAN BOLENDER , WHO MOVED
 ITS ADOPTION, SECONDED BY COUNCILMAN
 , TO WIT:

WHEREAS, the Town Superintendent of Highways has duly recommended the purchase of one (1) new 4-Wheel Drive Tractor Shovel, Equipped with Minimum Two and One-fourth ($2\frac{1}{4}$) cubic yard Multi-Purpose Bucket and a Rops "All Weather" cab, for use of the Highway Department, pursuant to Section 142 of the Highway Law, and

WHEREAS, _____ has submitted the lowest responsible bid in accordance with the specifications in the sum of \$ _____,

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Section 142 of the Highway Law, the Town Superintendent of Highways is hereby authorized to purchase, in accordance with the provisions of Article 5-A of the General Municipal Law, with the approval of the County Superintendent of Highways, one (1) new 4-Wheel Drive Tractor Shovel, equipped with minimum two and one-fourth ($2\frac{1}{4}$) cubic yard Multi Purpose Bucket and a Rops "All Weather" cab, for use of the Highway Department, for a maximum price of \$ _____, with delivery to be made in accordance with the specifications.

The terms of payment will be as follows:

1. Check from proceeds of Bond Anticipation Note \$ _____

A contract for purchase of the item shall be duly executed between the Town Superintendent of Highways and such vendor, and when duly approved by the Erie County Superintendent of Highways, it shall become effective. When such contract has been duly executed and approved, the Supervisor is authorized to complete such purchase upon delivery of the item purchased in accordance with the terms of the Bond Resolution and such contract.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED

COUNCILMAN BERENT VOTED

COUNCILMAN BOLENDER VOTED

SUPERVISOR KEYSA VOTED

COUNCILMAN METZ VOTED

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duly
The resolution was thereupon unanimously adopted.

August 15, 1977

THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCILMAN BARNHARDT , WHO MOVED
 ITS ADOPTION, SECONDED BY COUNCILMAN
 BERENT , TO WIT:

RESOLVED, that the following transfer within the Special Districts
 Fund of the Town of Lancaster, be and hereby is effected:

	From		To
	<u>Account</u>	<u>Amount</u>	<u>Account</u> <u>Amount</u>
Special Districts Fund			
Sewer Dist. No. 1			
Contractural Expense	SS18121	\$172.47	
Serial Bonds - Interest			SS19710.7 \$172.47

The question of the adoption of the foregoing resolution was duly
 put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES
 COUNCILMAN BERENT VOTED YES
 COUNCILMAN BOLENDER VOTED YES
 SUPERVISOR KEYSA VOTED YES
 COUNCILMAN METZ VOTED YES

The resolution was thereupon ~~aduly~~ unanimously adopted.

August 15, 1977

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has duly advertised for bids for furnishing to the Town of Lancaster all materials and equipment necessary to construct a Three-Bay Ambulance Garage Extension to the existing ambulance garage and Town Hall at 21 Central Avenue, Lancaster, New York, in accordance with specifications on file with the Town Clerk of the Town of Lancaster, and

WHEREAS, said bids were duly opened on August 15, 1977,

NOW, THEREFORE, BE IT

RESOLVED, that the low bids of the following named bidders for the materials listed, being the lowest responsible bids in conformance with specifications relating thereto, be and hereby are awarded:

<u>BIDDER</u>	<u>MATERIALS</u>
Reboy Supply Maple at Jamieson Rds., Elma, N.Y.	Items Nos. A, B, C, D, E, G, H I, J, L, M AND N,
Kenmore Builders Supply Co., Inc. 28 Hinman Avenue, Buffalo, N.Y. 14216	Items Nos. F, K, R (2"x10"), M, T, U, V, W and BB
J. C. Weil Co., Inc. 74 N. Aurora St., Lancaster, N.Y. 14086	Items Nos. O, P, Q, R (2"x12", 2"x4", 1"x6", 2"x6", 1"x4" and 1/4" masonite), S, Y, Z, AA
M. Kotansky & Son, Inc. 39 Aurora St., Lancaster, N.Y. 14086	Items Nos. R(2"x8", 1"x6" oak trim, soffit trim) X, CC and DD

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES
COUNCILMAN BERENT VOTED YES
COUNCILMAN BOLENDER VOTED YES
SUPERVISOR KEYSA VOTED YES
COUNCILMAN METZ VOTED YES

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The resolution was thereupon unanimously adopted.

August 15, 1977

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

WHEREAS, the Town Superintendent of Highways has duly recommended the purchase of one (1) new 1977 fully equipped Oshkosh 4-Wheel Drive Motor Truck complete with dump body, hydraulic hoist and snowplowing equipment, for the use of the Town Highway Department, pursuant to Section 142 of the Highway Law, and

WHEREAS, Nuttall Equipment Co., Inc. of Sherman, New York has submitted the lowest responsible bid in accordance with the specifications in the sum of \$ 65,676.00 ,

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Section 142 of the Highway Law, the Town Superintendent of Highways is hereby authorized to purchase, in accordance with the provisions of Article 5-A of the General Municipal Law, with the approval of the County Superintendent of Highways, one (1) new 1977 fully equipped Oshkosh 4-Wheel Drive Motor Truck complete with dump body, hydraulic hoist and snowplowing equipment, for the use of the Town Highway Department, for a maximum price of \$ 65,676.00 , with delivery to be made in accordance with the specifications.

The terms of payment will be as follows:

1. Check from proceeds of Bond Anticipation Note \$ 65,676.00

A contract for purchase of the item shall be duly executed between the Town Superintendent of Highways and such vendor, and when duly approved by the Erie County Superintendent of Highways, it shall become effective. When such contract has been duly executed and approved, the Supervisor is authorized to complete such purchase upon delivery of the item purchased in accordance with the terms of the Bond Resolution and such contract.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

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The resolution was thereupon unanimously adopted.

August 15, 1977

THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCILMAN BOLENDER , WHO MOVED
 ITS ADOPTION, SECONDED BY COUNCILMAN
 METZ , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby
 ordered paid from their respective accounts:

<u>ACCOUNT</u>	<u>ORDER NUMBER</u>	<u>TOTAL AMOUNT</u>
General Funds	No. 5402 to 5465 Incl.	\$ 45,589.72
Special District Funds	No. 239 to 241 Incl.	\$ 8,886.53
Part Town Funds	No. 453 to 457 Incl.	\$ 311.91
Highway Funds	No. 1485 to 1504 Incl.	\$ 12,963.91
Trust & Agency Funds	No. 203 to 206 Incl.	\$ 1,701.19
Federal Revenue Sharing	No. 702 to 735 Incl.	\$ 9,742.73
Capital Fund	No. 261 to 261 Incl.	\$ 46,048.50
Capital Fund, P.W.G.	No. 106 to 108 Incl.	\$ 47,483.90

The question of the adoption of the foregoing resolution was duly
 put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

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The resolution was thereupon unanimously adopted.

August 15, 1977

THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCILMAN METZ , WHO MOVED
 ITS ADOPTION, SECONDED BY COUNCILMAN
 BOLENDER , TO WIT:

RESOLVED, that the following Building Permit Applications be and
 are hereby approved and the issuance of Building Permits be and are hereby
 authorized:

<u>NO.</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
97	Schwan Sales Entr.	4465 Walden	EXT. FR. STEEL WAREHOUSE
98	Jack DeMarti	4891 Transit	EXT. FR. STORE BLDG.
99	David Kolb	5918 Broadway	EXT. FR. SIN. DWLG
100	Kenneth Horbinski	27 Wainwright	ER. FR. PVT. GARAGE
101	Earl Pletscher	329 Schwartz	ER. DEM. CONCRETE SILO
102	Timothy Miechurski	304 Westwood	ER. FR. SIN. DWLG
103	John Kwiatkowski	422 Aurora	ER. FR. PVT. GARAGE

The question of the adoption of the foregoing resolution was duly
 put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

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 The resolution was thereupon unanimously adopted.

August 15, 1977

1. Downspout Drainage Decision, Marrano Enterprises
On August 15, 1977 the Town Board referred this matter to the Town Engineer for review and comments.
2. Preferential Rights, Erie-Lackawanna R.R.
On August 15, 1977, the Supervisor informed the Town Board that negotiations are continuing for acquirement for this property.
3. Public Dedication of Townedge Water Lines
On April 18, 1977, the Town Board adopted a resolution requesting the Erie County Water Authority to review and accept a proposal for the interconnection of an 8-inch line between Transit Road and Aurora Street as it passes through both the Townedge Apartment Complex and the proposed Countryside Subdivision.
4. Public Improvement Permit Authorization, Old Schoolhouse Common
On May 16, 1977, the Town Board approved Public Improvement Permits for water, storm drain, pavement and curbing for this subdivision. On July 5, 1977, the Town Board accepted the public improvements for pavement, curbs and storm drain. The applicant must still apply for Public Improvement Permits on street lighting and obtain acceptance on water and street lights.
5. Public Improvement Permit Authorization, Pleasant Meadow Subdivision
On June 20, 1977, the Town Board approved Public Improvement Permits for water, storm drain, pavement and curbing, and retention pond for this subdivision.
6. Request Speed Evaluation, Ransom Road - Broadway north to Walden Ave.
On August 3, 1977, the Town Clerk wrote the County Highway Commissioner and requested a status report on the Town Board's prior request for a speed evaluation report.
7. Request Speed Evaluation, South Lake Avenue
On August 15, 1977, the Highway Superintendent informed the Town Board that speed limit signs were installed. The Town Clerk was directed to remove this item from the future agendas of the Town Board.
8. Rezone Petition, 67 Sheldon, Inc.
On July 18, 1977, this matter was presented to the Town Board and referred to the Planning Board for report and recommendation.
9. Rezone Petition, Guenter H. and Eva G. Burkhardt
On February 28, 1977, the Town Clerk reported that the petitioner picked up a new set of rezone applications from his office and indicated that a new, revised, amended petition will be filed to replace the original petition. On June 23, 1977, the Town Clerk spoke to the petitioner who stated that the revised petition will be filed shortly.
10. Subdivision Approval, Josela Enterprises, Countryside Subdivision
On February 6, 1976, the Planning Board granted a preliminary approval to the subdivider for this subdivision. The developer has been requested to submit revised plans in accordance with a letter from the Town Engineer dated April 22, 1977.

STATUS REPORT ON UNFINISHED BUSINESS CONT'D.:11. Subdivision Approval, Lancaster Industrial Park

On July 7, 1977, the Planning Board recommended approval of this industrial park subject to certain engineering problems which were to be resolved by the Town Engineers.

12. Subdivision Approval, Woodview Estates Subdivision

On May 16, 1977, this matter was presented to the Town Board and referred to the Planning Board, Town Engineers and Planning Consultant for review and report. The developer has been requested to submit drainage calculations and a revised plan in accordance with the Town Engineer's letter dated May 17, 1977.

13. Traffic Signal Request, Central and Columbia Avenues

On June 6, 1977, this matter was referred to the Chief of Police for report and recommendation. On May 31, 1977, the Chief of Police was hospitalized for surgery. On August 2, 1977, the Chief of Police returned to work and will submit a recommendation soon.

14. Traffic Signal Request, Central Avenue and Kennedy Court

On June 6, 1977, this matter was referred to the Chief of Police for report and recommendation. On May 31, 1977, the Chief of Police was hospitalized for surgery. On August 2, 1977, the Chief of Police returned to work and will submit a recommendation soon.

PERSONS DESIRING TO ADDRESS TOWN BOARD:

Mr. Ray Zelazny, 301 Wayside Drive, Depew, New York complained of parking on both sides of Warner Road by Marrano Enter. construction vehicles; why the public improvements were not being put in ahead of construction of homes; and the early hours of construction on said homes.

The Supervisor turned these complaints over to Mr. Dennis Perry, Marrano representative, who attended the meeting.

Mr. Timothy O'Neil, 25 Holland Avenue, Lancaster, New York, inquired as to the feasibility of acquiring the property now owned by the E.L.R.R. since the property between Cemetery Road and Pavement Road is considered Wetlands.

The Supervisor informed Mr. O'Neil that the property as a whole would eventually be used as an industrial highway.

COMMUNICATIONS:DISPOSITION

542. Police Chief to Town Board - Request that \$863.83 for cost of gasoline used by ambulances and Youth Bureau be transferred from their respective accounts to the Police Dept. Budget Acct. 3120.431.	Police Chief Youth Bureau Supervisor
543. Copies of the April, May, June and July Reports of the Zoning Inspector.	R & F
544. Leg. Norman J. Wolf to Town Clerk - Notification of receipt of resolution regarding reconstruction of Como Park Blvd.	Supervisor R & F
545. Pres., Walter L. Jones Development Corp. to Town Clerk - Request for total Public Works federal allocation amount for the year 1977.	Town Clerk
546. Copy of the July, 1977 Report of the Town Clerk.	R & F
547. Copy of the July, 1977 Report of the Dog Warden.	R & F
548. Town Clerk to Town Board - Resume of actions taken in response to directions and resolutions of the Town Board meeting of 8/1/77.	R & F
549. Police Chief to Town Board - Request that recommendations be made to the Dept. of Transportation for lowering the speed limit from 55 mph to 40 mph in the area of Scott Aviation.	Attorney Mr. John Millikin
550. Copy of letter from Deputy Town Attorney to Chair., Planning Board giving notice regarding permanent 20-foot frontage easement in proposed subdivisions with septic facilities.	R & F
551. Copy of memo from County Div. of Planning giving notice of proposed elderly housing and inquiring if the Town would be interested in such a program.	R & F Helen Suckow
552. Pres., Library Board of Trustees to Supervisor - Notification of appointment of Mrs. Patricia A. Easton to the position of Library Dir.	R & F
553. Supervisor to W. Grant, LVAC - Request for written statement regarding the funds available for the ambulance garage extension.	R & F
554. Copy of the minutes of the Narcotics Guidance Council meeting of 6/15/77.	R & F
555. Robert J. Geyer to Town Clerk - Submittal of quotation cost of \$50.00 for annual maintenance of each IBM typewriter and request contract award for 5/1/78 to 4/30/79.	Budget Comm.

COMMUNICATIONS CONT'D.:

Page 444
DISPOSITION

556. Acting Sec'y, Planning Board to Town Board -
Recommendation of denial regarding the
67 Sheldon, Inc. rezone petition.

Planning Board
R & F

557. Copy of the Planning Board Minutes for
meeting held 8/3/77.

R & F

558. John Welch to Town Board -
Notification of satisfactory results
resulting from tour of Genesee Country
Museum.

R & F

559. Laborers, Opera House Restoration to
Town Board -
Expression of appreciation regarding
visit to Genesee Country Museum.

R & F

560. Copy of letter from Deputy Comm., Environ.
Health Services to Saperston, Day and
Radler giving notice of denial for
enlarging premises of Salvatore's Italian
Gardens.

R & F

561. Sr. Tax Acct. Clerk, County Dept. of Environ.
Quality to Supervisor -
Transmittal of tentative billing for 1978
for ECSD #4.

Clarence
Rainess & Co.
Budget Comm.

562. Rep. E. Rutkowski to Supervisor -
Transmittal of documents and letters
relating to the funding of collector sewers
and notification of proposed Senate Bill
that would extend the deadline.

R & F

563. Letter copy Town Clerk to Planning Brd. Sec'y, -
Transmittal of Re-zone petition of
Samuel P. Guida.

R & F

564. Hwy. Supt. to Town Board -
Request authorization to attend Highway
Superintendent's Seminar at Swan Lake.

R & F

565. Hwy. Supt. to Town Board -
Notification "Stop Sign" erected at
Ransom Road and Hall Road intersection.

Highway Sup't.
Attorney

566. Hwy. Supt. to Town Board -
Recommendation relative to filling the
position of "Light Equipment Operator"
left vacant by the retirement of John
Kujawski.

Highway Sup't.

567. LVAC Inc. to Supervisor -
Notification that \$3,500.00 has been set
aside by the corp. for use in construction
of the new ambulance garage.

R & F

568. Justice Kelleher to Town Board -
Request authorization to hire Janet
Mrozek during the sickness absence of
Marion Tryanowski.

R & F

569. Ronald Jakubowski to Supervisor -
Donation of tree for Town Hall
outside at Christmas time.

Highway Sup't.
Supervisor

COMMUNICATIONS CONT'D.:

DISPOSITION

570. " Supervisor to Emil Habicht -
Notification of action taken to alleviate
his surface water drainage problem.

R & F

571. Town Clerk to Fire Chiefs & Presidents -
Reminder letter on Annual Inspection
date and General Discussion date.

Highway Sup'

R & F

572. Town Attorney to Erie Co. Water
Authority -
Request for meeting to discuss Water
Storage Facilities for the Town of
Lancaster.

R & F

573. Twin Dist. Fire Co. to Town Board -
Request confirmation of two (2)
new members.

R & F

574. Town Attorney to Town Board -
Request authorization to purchase
new desk and typewriter return.

Attorney

575. John Welch to Town Board -
Letter of Resignation from Town
Service effective August 12, 1977

R & F

576. Robert Mediak to Town Board -
Suggestions for consideration relative
to development of Phase II of Walden
Pond Park

Highway Sup

Tryon and Sartz

577. Bulletin from NYS Office for the Aging
Re: Fuel and Utility Costs Assistance
under the CSA - Special Crisis
Intervention Program

LADCO

578. NYS Dept. of Env. Conservation to All
Municipalities -
Notification of information meeting
relative to New Rules & Regulations
of Solid Waste Management Facilities

Highway Sup

Supervisor Keysa requested a suspension of the necessary r for
immediate consideration of the following communication -
SUSPENSION GRANTED.

579. Mrs. Mary McAlister to Supervisor -
Request to have residence included in
the Town's water system.

Town Engins

ADJOURNMENT:

ON MOTION OF COUNCILMAN BERENT, AND SECONDED BY THE ENTIRE TOWN
BOARD AND CARRIED, the meeting was adjourned at 10:28 P.M. out of rect
to:

Sherwood C. Bryant
John Karaszewski
Mrs. Mildred Lelek

Signed

Robert P. Thill

Robert P. Thill, Town Cl